

REMARKS

Claims 16-18 have been amended. New claims 19-22 have been added. Claims 16-22 are pending for further examination.

Claims 19-22 have been added. Support for claim 19 can be found, for example, in page 6, lines 7-23. Support for claim 20 can be found, for example, in page 5, lines 10-16. Support for claims 21 and 22 can be found, for example, in Figs. 1B, 3A and 4. No new matter has been added.

Claims 16-18 were rejected under 35 U.S.C. 103(a) as unpatentable over U.S. Patent 5,631,609 (Oka et al.) and U.S. Patent Application 2001/0015595 (Funahara et al.).

Applicant respectfully requests reconsideration.

Claims 16-18 have been amended to replace the term "first circuit element" with "SAW filter" and "second circuit element" with "semiconductor element." Support for these amendments can be found, for example, in page 4, lines 25-27 and page 6, lines 16-23. Claims 16-18 have also been amended to clarify the features of the claims. No new matter has been added.

Claim 16 recites that the circuit device comprises "a SAW filter having a hollow." In contrast, the Oka et al. patent does not disclose a SAW filter. Instead, the Oka et al. patent discloses an integrated circuit 3 and a resonator 7. The integrated circuit 3 is not a SAW filter because the Oka et al. patent describes the integrated circuit 3 as "including an oscillating circuit." (*See* col. 7, lines 23-24). As shown in the example of Fig. 2 of the present application, a SAW filter does not include an oscillator.

Furthermore, claim 16 also recites that "a distance between the SAW filter and the gate is greater than a distance between the semiconductor element and the gate." Even if the resonator 7 of the Oka et al. patent were considered to correspond to the SAW filter of the present application (which it does not), the Oka et al. patent does not disclose that the distance between

the resonator 7 and the gate 40 is longer than the distance between the integrated circuit 3 and the gate 40. As shown in Fig. 4(a), the distance between the resonator 7 and the gate is shorter than the distance between the integrated circuit 3 and the gate 40.

The Funahara et al. application also does not disclose the foregoing features.

The dependent claims should be patentable at least for the reasons discussed above with respect to claim 1. Furthermore, the dependent claims also recite additional features that make those independently patentable.

For example, claim 17 recites that "the SAW filter is disposed in a vicinity of the edge opposed to the gate." In contrast, the Oka et al. patent does not disclose this feature. As shown in Fig. 4(a) of the Oka et al. patent, the integrated circuit 3 is not disposed in a vicinity of the edge opposed to the gate.

In addition, claim 18 recites that the "plurality of semiconductor elements are disposed in a vicinity of a central area of the sealing resin." In contrast, the Oka et al. patent does not disclose a plurality of resonators; instead, it merely discloses a single resonator 7 (*see* Fig. 4(a)).

Therefore, Applicants respectfully request withdrawal of the rejection of the claims as unpatentable over the Oka et al. patent in view of the Funahara et al. application.

It is believed that all of the pending claims have been addressed. However, the absence of a reply to a specific rejection, issue or comment does not signify agreement with or concession of that rejection, issue or comment. In addition, because the arguments made above may not be exhaustive, there may be reasons for patentability of any or all pending claims (or other claims) that have not been expressed. Finally, nothing in this paper should be construed as an intent to concede any issue with regard to any claim, except as specifically stated in this paper, and the amendment of any claim does not necessarily signify concession of unpatentability of the claim prior to its amendment.

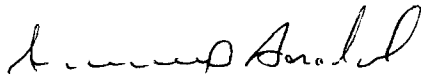
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Respectfully submitted,

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